

**TOWN OF DAVIE
REGULAR MEETING
MAY 4, 2005**

1. PLEDGE OF ALLEGIANCE

The meeting was called to order at 7:16 p.m. and was followed by the Pledge of Allegiance.

2. ROLL CALL

Present at the meeting were Mayor Truex, Vice-Mayor Hubert and Councilmembers Crowley, Paul and Starkey. Also present were Town Administrator Kovanes, Town Attorney Kiar, and Town Clerk Muniz recording the meeting.

3. OPEN PUBLIC MEETING

Mayor Truex advised of the rules for the Open Public Meeting. As no one spoke, Mayor Truex closed the Open Public Meeting.

Mayor Truex announced that item 4.5 was being withdrawn.

Mayor Truex advised that the petitioner was requesting that item 6.3 be tabled to May 18, 2005.

Bill Laystrom, representing the petitioner, advised that the development agreement was being finalized and he anticipated that it would be signed by May 18, 2005.

Councilmember Starkey made a motion, seconded by Vice-Mayor Hubert, to table. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Truex announced that staff was requesting that item 4.25 be tabled to June 1, 2005.

Councilmember Starkey made a motion, seconded by Councilmember Crowley, to table.

Mayor Truex asked if the same notification had been given to residents. Public Works/Capital Projects Director Bruce Bernard responded in the negative and explained that no one lived within the 500 feet radius. Mayor Truex thought the radius was 1,000 feet and felt the Town should abide by the same notification rules required of other developers.

In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Truex asked that item 6.8 be tabled to June 15, 2005.

Vice-Mayor Hubert made a motion, seconded by Councilmember Paul, to table.

Mayor Truex asked if Council would receive the additional materials related to the settlement with FDOT before this item came back. Development Services Director Mark Kutney responded in the affirmative.

In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Truex advised that item 9.2 needed to be added.

Councilmember Crowley made a motion, seconded by Vice-Mayor Hubert, to add. In a voice vote, all voted in favor. (Motion carried 5-0)

4. APPROVAL OF CONSENT AGENDA

Minutes

4.1. March 11, 2005 (Goal Setting Workshop) (tabled from April 20, 2005)

4.2. April 7, 2005 (Regular Meeting)

4.3. April 11, 2005 (Workshop Meeting)

TOWN COUNCIL MINUTES
MAY 4, 2005

Proclamation

- 4.4. Days of Remembrance (May 1 - 8, 2005)

Home Occupational Licenses

- 4.5. Southern Scapes Lawn & Landscape Maint. Inc., 14241 SW 20 Street (tabled from April 20, 2005)
- 4.6. Tint Biz Inc., 2201 SW 112 Avenue

Resolutions

- 4.7. **MITIGATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-2005-119 APPROVING A REQUEST FOR MITIGATION OF THE CODE COMPLIANCE LIEN
IN CASE NO. 87-79 FROM \$73,015.82 TO \$16,772.66; AND PROVIDING AN
EFFECTIVE DATE.
- 4.8. **MITIGATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-2005-120 APPROVING A REQUEST FOR MITIGATION OF THE CODE COMPLIANCE LIEN
IN CASE NO. 02-286 FROM \$20,000.00 TO \$2,109.19; AND PROVIDING AN
EFFECTIVE DATE.
- 4.9. **MITIGATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-2005-121 APPROVING A REQUEST FOR MITIGATION OF THE CODE COMPLIANCE
LIENS IN CASE NO. 04-136 FROM \$10,200.00 TO \$1,423.19; AND PROVIDING AN
EFFECTIVE DATE.
- 4.10. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-2005-122 AUTHORIZING THE TOWN OF DAVIE TO ENTER INTO AN AGREEMENT
BETWEEN FIVE STAR RODEO INC AND THE TOWN OF DAVIE. (October 25,
2005 - \$500 arena rental fee)
- 4.11. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-2005-123 AUTHORIZING THE TOWN OF DAVIE TO ENTER INTO AN AGREEMENT
BETWEEN LEWIS SPECTOR AND THE TOWN OF DAVIE. (September 10, 2005 -
\$1,000 arena rental fee)
- 4.12. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-2005-124 AUTHORIZING THE TOWN TO ENTER INTO AN AGREEMENT BETWEEN THE
GOLDCOAST DOG CLUB, INC. FOR THE RENTAL OF THE BERGERON RODEO
GROUNDS FOR UKC DOG CONFORMATION AND OBEDIENCE TRIALS.
(November 5-6, 2005 - \$1,000 arena rental fee)
- 4.13. **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE
R-2005-125 BID FOR COACH BUS SERVICE. (American Coach Lines of Miami - \$46,100/year
- 4.14. **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE
R-2005-126 BID FOR CONSTRUCTION OF A PARKING LOT AND A TURN LANE FOR
FALCON'S LEA PARK. (Budget Construction Co., Inc. - \$115,471)

**TOWN COUNCIL MINUTES
MAY 4, 2005**

- 4.15. **GRANT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING
R-2005-127 THE REQUEST FOR A \$685,000 FEDERAL APPROPRIATION FROM THE EPA STATE AND TRIBAL ASSISTANCE GRANT PROGRAM, AND AUTHORIZING ACCEPTANCE AND EXECUTION OF THE GRANT, IF AWARDED (WITH \$565,000 MATCHING FUNDS).
- 4.16. **GRANT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING
R-2005-128 THE APPLICATION FOR A GRANT FROM BROWARD BEAUTIFUL GREENSHADE FOR \$15,000 WITH \$7500 IN MATCHING FUNDS; AND IF AWARDED THE GRANT, AUTHORIZING ITS ACCEPTANCE AND EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE.
- 4.17. **GRANT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING
R-2005-129 AN INTERLOCAL AGREEMENT WITH BROWARD COUNTY FOR THE DEVELOPMENT OF A CONTINUITY OF OPERATIONS PLAN FOR ALL HAZARD HOMELAND SECURITY AND ACCEPTING \$12,430.00 IN GRANT FUNDING TO IMPLEMENT THE PROJECT.
- 4.18. **ENGINEERING SERVICES** - A RESOLUTION OF THE TOWN OF DAVIE,
R-2005-130 FLORIDA, SELECTING VARIOUS FIRMS TO PERFORM CONTINUING ENGINEERING SERVICES AND AUTHORIZING THE TOWN ADMINISTRATOR OR HIS DESIGNEE TO NEGOTIATE AGREEMENTS FOR SUCH SERVICES.
- 4.19. **DELEGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE,
R-2005-131 FLORIDA, APPROVING THE DELEGATION REQUEST DG 1-2-05 TO AMEND THE RESTRICTIVE NOTE ON THE PLAT KNOWN AS SCARBOROUGH II; AND PROVIDING AN EFFECTIVE DATE. (DG 1-2-05 Scarborough II, 10650 State Road 84)
- 4.20. **PLAT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING
R-2005-132 PLAT KNOWN AS THE "DEEB PLAT" AND AUTHORIZING THE MAYOR AND TOWN CLERK TO ACKNOWLEDGE THE APPROVAL BY AFFIXING THE MAYOR'S SIGNATURE AND THE TOWN SEAL TO SAID PLAT; AND PROVIDING AN EFFECTIVE DATE. (P 9-1-04, Deeb Plat, 3884 SW 64 Avenue)

Temporary Use Permits

- 4.21. TU 4-1-05, South Florida Parenting Magazine, 1904 South University Drive (fair - May 7, 2005)
- 4.22. TU 1-5-05, Helping You Help, Inc., 3550 South University Drive (fundraiser)

Quasi-Judicial Consent Agenda

- 4.23. SP 3-5-04, Admiral's Boys & Girls Club, 6500 Nova Drive (CF) *Site Plan Committee recommended approval based on the planning report and the following: 1) that the shutters on the north side of the building be raised to be above the windows rather than at midpoint as shown on the elevation; 2) that a crosswalk marking be added at the main entrance where the sidewalk crosses the road; and 3) add a bollard at the northwest door at the gym to protect against any vehicles backing up*

TOWN COUNCIL MINUTES
MAY 4, 2005

4.24. SP 10-1-04, Rickell-Say's Plaza, 6650 Stirling Road (B-3) *Site Plan Committee recommended approval based on the planning report and the following: 1) that stucco bands be added on the west side of building two and on the south side of building one; 2) on E-1, adjust the walkway to match SP-1; 3) add two dumpsters, one in the front and one in the rear; 4) to look at the office/retail uses, as it appears there is not enough parking; 5) eliminate the five-foot wide walk-thru area; 6) bring back the color samples at another time; 7) revisit where handicapped ramp approaches sidewalk; 8) if the second floor areas are to be kept, then on bays 36, 37, 38, 29, 30 and 31, doors be added to the back terraces; 9) on the south area of building two, add three eight-foot Acacias; 10) on the northwest, change the trees to Oaks; 11) on Stirling Road, line up the two Oak trees at the main entrance so that they are parallel and the same distance to the road; 12) that in six months, the two-foot landscaping under the car overhang be inspected to see if it is a problem; and 13) that everyone on the Committee agreed that the parking was not sufficient for the area, that it be noted in the report, that the item be moved forward; however, it was the applicant's business*

4.25. SP 1-3-05, Pine Island Park, 3801 Pine Island Road (RS) *Site Plan Committee recommended approval subject to the planning report*

Councilmember Paul pulled items 4.2 and 4.24 from the Consent Agenda. Councilmember Starkey pulled item 4.1. Vice-Mayor Hubert pulled items 4.19 and 4.20. Mayor Truex pulled item 4.11.

Councilmember Starkey made a motion, seconded by Councilmember Crowley, to approve the Consent Agenda minus items 4.1, 4.2, 4.11, 4.19, 4.20, and 4.24. In a voice vote, all voted in favor. (Motion carried 5-0)

5. DISCUSSION OF CONSENT AGENDA ITEMS

4.1 Councilmember Starkey stated that on page 5, "integrated water resource plan" needed to be changed to "integrated water research plan"; and the "fly quiet" program needed to be in quotes. Regarding the Alice in Wonderland reference, she requested italics around the quote, "if you don't know where you're going, how will you know when you get there?" Councilmember Starkey referred to the final bullet point on page 5 and requested that it be corrected to state "should outsource some Development Services while services were light."

Councilmember Paul requested to correct language to state "increasing the number of motorcycle units."

Councilmember Starkey made a motion, seconded by Councilmember Paul, to approve subject to the corrections noted. In a voice vote, all voted in favor. (Motion carried 5-0)

4.2 Councilmember Paul referred to Old Business on page 11 and requested that another bullet point be added for the "Van Kirk parcel" after "the Clark parcel". She referred to page 17 and corrected language to state "because of the nature of the funding by the federal government."

Councilmember Starkey corrected New Business, item 9.1, to state "involved in the South Regional United Way Advisory Board." She corrected language to state "partnered with the Children Services Council." Councilmember Starkey referred to page 18 and corrected language to state "Alpine Wood Road at Pine Island Road" and "in front of the Reflections development."

Councilmember Paul made a motion, seconded by Councilmember Starkey, to approve subject to the corrections requested. In a voice vote, all voted in favor. (Motion carried 5-0)

TOWN COUNCIL MINUTES

MAY 4, 2005

4.11 Mayor Truex asked if the function was billed as a charity event. Special Projects Director Bonnie Stafiej responded in the negative.

Councilmember Paul made a motion, seconded by Vice-Mayor Hubert, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.19 Vice-Mayor Hubert asked where the extra square footage would go. Town Engineer Larry Peters advised that the 50,000 square feet would be worked into the site plan. Vice-Mayor Hubert asked if the applicant would be able to ask for more square footage in the future. Mr. Peters responded no.

Councilmember Paul clarified that there was accommodation made for local road improvements, which Mr. Peters confirmed.

Vice-Mayor Hubert made a motion, seconded by Councilmember Paul, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.20 Vice-Mayor Hubert voiced her concerns about construction during the school year and asked what restrictions could be imposed. Mr. Kovanes advised that conditions could be addressed during the site plan process.

Micki Alrich, representing the applicant, stated that she would communicate these concerns to the applicant. She advised that some kind of barricade would be set up.

Mayor Truex asked whether the larger site was precluded from access to Davie Road. Mr. Peters responded no.

Neil Kalis, representing the Community Redevelopment Agency (CRA), indicated that the CRA had not yet seen the site plan. Mr. Kutney advised that Redevelopment Administrator Will Allen should have received the plan. Vice-Mayor Paul wanted to know how this piece would affect the development of the particular property.

Vice-Mayor Hubert asked what the hours for the proposed Dunkin Donuts would be. Ms. Alrich was not sure of the hours.

Councilmember Paul was in favor of tabling this item because of Vice-Mayor Hubert's unresolved questions and to give the CRA an opportunity to review. Councilmember Crowley agreed with the developer's representative that this was only a plat amendment and the item should be allowed to move forward. Councilmember Starkey felt this item should be heard by the CRA prior to coming to Council. Mayor Truex asked when the next CRA meeting would be held. Mr. Kovanes indicated May 23 was the next CRA meeting. Mr. Peters asked if this item could be tabled until later in the meeting to give staff time to make some phone calls. Council agreed.

Later in the meeting, Mr. Peters advised that staff had contacted the planner who indicated that Mr. Allen had been issued the plat amendment and site plan for comments, but no comments were provided. Vice-Mayor Hubert indicated that she still wanted to speak to the property owner.

Vice-Mayor Hubert made a motion, seconded by Councilmember Crowley, to approve. In a voice vote, with Councilmember Paul dissenting, and Councilmember Starkey being out of the room, all voted in favor. (Motion carried 3-1)

4.24 Mr. Kiar read the rules of evidence and swore in the witnesses. Mr. Peters summarized the planning report.

Councilmember Paul voiced her concern about the dry retention area and the parking. Gus Aguirre, representing the applicant, advised that the area of the building had been reduced from 60 feet to 55 feet, which allowed for seven additional parking spaces. He advised that the site plan had received approval from the Central Broward Water Control District. Councilmember Paul asked how big the dry

TOWN COUNCIL MINUTES
MAY 4, 2005

retention area would be. Mr. Aguirre explained that the plans for the dry retention area. Councilmember Crowley asked Mr. Aguirre if he agreed with the 13 conditions. Mr. Aguirre responded in the affirmative.

Mr. Kiar opened the public hearing portion of the meeting. As no one spoke, the public hearing was closed.

Councilmember Paul made a motion, seconded by Councilmember Starkey, to approve subject to the 13 items set forth by the Site Plan Committee and on the information given regarding the addition of seven parking spaces because of reducing the building by 1,600 square feet. In a voice vote, all voted in favor. (Motion carried 5-0)

6. PUBLIC HEARING

Ordinance - Second and Final Reading

- 2005-8 6.1. **CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, ADOPTING RULES AND REGULATIONS ALLOWING THE DAVIE TOWN COUNCIL TO HEAR AND APPROVE DEVELOPMENT APPLICATIONS WITHOUT THE RECOMMENDATION OF THE PLANNING AND ZONING BOARD UNDER SPECIFIC CIRCUMSTANCES; AMENDING THE PROCEDURES SET FORTH WITHIN THE TOWN CODE FOR SITE PLAN APPLICATIONS UNDER SECTION 12-371 (C) OF THE DAVIE LAND DEVELOPMENT CODE, APPLICATIONS FOR REZONINGS UNDER SECTION 12-307 (B) (1), APPLICATIONS FOR VARIANCES UNDER SECTION 12-309 (C) (1), AND APPLICATIONS FOR SPECIAL PERMITS UNDER SECTION 12-308 (2) (a), APPLICATIONS FOR VACATIONS OR ABANDONMENTS OF RIGHT-OF-WAY UNDER SECTION 12-310 (B) (1) TO ALLOW DEVELOPMENT APPLICATIONS TO BE HEARD AND APPROVED BY THE DAVIE TOWN COUNCIL WITHOUT THE RECOMMENDATION OF THE PLANNING AND ZONING BOARD OR LOCAL PLANNING AGENCY UNDER SPECIFIC CIRCUMSTANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. {Approved on First Reading April 20, 2005 - all voted in favor}**

Town Clerk Muniz read the ordinance by title.

Mayor Truex opened the public hearing portion of the meeting. As no one spoke, the public hearing was closed.

Councilmember Paul questioned the language “unduly delayed”. Town counsel Andre Parke explained that one section dealt with tablings while the other section dealt with lack of quorum due to conflicts. Councilmember Paul felt this language should be further clarified as to what the specific reasons for delays would be. Mayor Truex felt the bottom line was that a board should not be able to delay deliberation of an item. He stated that if any item should be delayed for extenuating circumstances, it should be done by the elected officials and not an advisory board.

Councilmember Starkey made a motion, seconded by Mayor Truex, to approve. In a roll call vote, the vote was as follows: Mayor Truex - yes; Vice-Mayor Hubert - yes; Councilmember Crowley - yes; Councilmember Paul - yes; Councilmember Starkey - yes. (Motion carried 5-0)

TOWN COUNCIL MINUTES
MAY 4, 2005

Ordinance - First Reading (Second and Final Reading to be held May 18, 2005)

- 6.2. **BOND REFERENDUM** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA AUTHORIZING THE DAVIE TOWN COUNCIL TO SUBMIT TO THE VOTE OF THE RESIDENTS OF DAVIE BY REFERENDUM, A MEASURE AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS NOT TO EXCEED \$25,000,000.00 FOR THE PURPOSE OF PRESERVING OPEN SPACE, PROTECTING NATURAL ACRES FROM OVER-DEVELOPMENT, PRESERVING AND IMPROVING WILDLIFE HABITAT, PRESERVING THE WATER QUALITY OF WATER BODIES WITHIN THE TOWN OF DAVIE, THE CONSTRUCTION AND MAINTENANCE OF PARKS AND THE COMPLETION OF THE TOWN OF DAVIE'S RECREATIONAL TRAIL SYSTEM; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Muniz read the ordinance by title.

Mayor Truex opened the public hearing portion of the meeting.

Joyce Steward, Open Space Advisory Committee chair (OSAC), read a statement on behalf of the Committee in support of the proposed open space bond. She advised that the OSAC favored a mail-in ballot election prior to the March, 2006 election.

Greg Chelios, representing the Trust for Public Lands (TPL), spoke in favor of the Town moving forward with the referendum.

Doris Monier, 5305 SW 48 Street, asked that Council move quickly on this issue.

Scott Spages, Budget Advisory Committee member, supported the parks and trail system but felt the bond was not the correct funding mechanism. He felt the bond was "bad public policy" and voiced his concern about the Town's financial constraints. Mr. Spages stated that any improvement of the Town's parks and recreation system should be funded from the budget. He voiced his concerns about the survey conducted by TPL and requested that copies of the questionnaire be made available for the public to view.

Mayor Truex asked if the Budget Advisory Committee had voted on this. Mr. Spages advised that the Committee had voted 3-0 against the bond.

Linda Greck, OSAC vice-chair, disagreed with many of Mr. Spages' comments and urged Council to move forward on this item. She felt the bond gave the residents the opportunity to choose what they wanted to be taxed on and did not consider it a "stealth tax".

Mayor Truex closed the public hearing.

Vice-Mayor Hubert stated that she had previously asked if workshops had been held to educate the public on the bond. Mr. Kovanes advised that a later resolution pertaining to the date would be passed and that education efforts would be closer to that date. Vice-Mayor Hubert voiced her concern about additional taxes and felt the bond was not the right vehicle to acquire more parks.

Councilmember Crowley pointed out deficiencies with the referendum language. He requested changing referendum language from "to protect natural areas from overdevelopment" to "to protect undeveloped lands from development." Councilmember Paul agreed. Mr. Kovanes suggested striking through the words "natural areas from overdevelopment" and replacing them with "protect land."

Councilmember Paul agreed with the OSAC and felt Council should move forward and pass this on first reading.

Mayor Truex agreed with the concept of expanding the trails, but felt the Budget Advisory Committee had a valid point about the Town's fiscal constraints. He indicated that he would vote against the bond based on his concerns about raising the ad valorem rate and the Town's financial position. Mayor Truex felt the costs would be an ongoing concern and that the bond amounted to a tax increase on the bottom line.

TOWN COUNCIL MINUTES
MAY 4, 2005

Councilmember Starkey voiced her support for moving forward and educating residents on the fiscal impact of the bond. She wanted Council to go to the voters to give them a choice. Mayor Truex felt waiting until March allowed the Town to better gauge where it was after the budget process. Councilmember Paul asked that Mr. Kovanes provide backup in the next meeting's agenda that spelled out where the money for the special election would come from.

Councilmember Paul made a motion, seconded by Councilmember Crowley, to approve subject to the one change in the reading of the referendum.

Vice-Mayor Hubert spoke of the Town's three major target areas and asked when the Council would fight for those residents' housing needs. She felt the Town's residents would be better served with allocated dollars for affordable housing. Councilmember Starkey stated that passing the bond would free up additional tax dollars in the budget to be used anyway Council saw fit. Vice-Mayor Hubert spoke of the elderly and poor in Davie who were living in sub-human conditions who did not want more open space. She felt that the Council was fighting for more open space but not for the residents who needed a decent place to live.

Councilmember Paul felt these were two different issues. She stated that the bond was a question of whether resident would be willing to tax themselves to preserve open space. Councilmember Paul explained that the bond funds would be used to improve parks without the Town having to dip into the Town's budget. She added that the Town had means to help promote affordable housing efforts and pointed out that monies from the bond would be distributed evenly across the Town for parks that everyone would benefit from. Councilmember Starkey added that parks improved the quality of life overall for residents and stated this was a choice.

In a roll call vote, the vote was as follows: Mayor Truex - no; Vice-Mayor Hubert - no; Councilmember Crowley - yes; Councilmember Paul - yes; Councilmember Starkey - yes. (Motion carried 3-2)

Councilmember Paul made a motion, seconded by Councilmember Starkey, to request a resolution by the next Council meeting, proposing Option A) September 29, 2005. In a roll call vote, the vote was as follows: Mayor Truex - no; Vice-Mayor Hubert - no; Councilmember Crowley - yes; Councilmember Paul - yes; Councilmember Starkey - yes. (Motion carried 3-2)

Ordinances - First Reading/Quasi Judicial Item (Second and Final Reading to be held May 18, 2005)

6.3. **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING PETITION ZB 8-1-04 REGENCY SQUARE, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM: PUD (BROWARD COUNTY); TO: B-3, PLANNED BUSINESS CENTER DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 8-1-04, Regency Square, Regency Square at Broward Joint Venture/C. William Laystrom Jr., 4900 SW 148 Avenue) (tabled from April 20, 2005) *Planning and Zoning Board recommended approval subject to the condition of an eight-foot wall as requested by the residents and that the developer look at some kind of added landscaping*

This item was tabled earlier in the meeting.

TOWN COUNCIL MINUTES
MAY 4, 2005

- 6.4. **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING PETITION ZB 9-2-04 SCARBOROUGH II, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM: CF, COMMUNITY FACILITIES DISTRICT; TO: B-2, COMMUNITY BUSINESS DISTRICT AND ALLOCATING COMMERCIAL FLEXIBILITY; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 9-2-04, Scarborough Land Development, Inc., 10650 State Road 84) *Planning and Zoning Board recommended approval*

Town Clerk Muniz read the ordinance by title. Mayor Truex announced that a public hearing on this item would be held at the May 18, 2005 meeting.

Mr. Kutney advised that the applicant was not present. Mr. Kiar indicated that the applicant should be present. Councilmember Starkey was in favor of tabling the item if there was any question on the applicant not being allowed due process.

Councilmember Starkey made a motion, seconded by Mayor Truex, to table to May 18, 2005. In a roll call vote, the vote was as follows: Mayor Truex - yes; Vice-Mayor Hubert - yes; Councilmember Crowley - yes; Councilmember Paul - out of the room; Councilmember Starkey - yes. (Motion carried 4-0)

Quasi-Judicial Items

- 6.5. **VARIANCE** - V 2-2-05, R & R Davie, LLC, 3550 Weston Road (BP) (tabled from April 20, 2005) (to increase the maximum total sign area from 150 square feet to 289.5 square feet at the street right-of-way) *No recommendation from Planning & Zoning Board because a voting quorum could not be reached*

Mr. Kiar read the rules of evidence and swore in the witnesses. Mr. Kutney summarized the planning report.

Mayor Truex asked if it would be acceptable to process both variances together (items 6.5 and 6.6). Mr. Kiar stated this would be acceptable if the applicant agreed. No objection was noted.

Mr. Kutney summarized the second variance request.

Mr. Case, the applicant, was present and available to answer any questions.

Mr. Kiar opened the public hearing portion of the meeting.

Les Aguilera, 15060 Archervale Street, obtained a clarification where the signage would be.

Mr. Kiar closed the public hearing portion of the meeting.

Councilmember Paul advised that she had spoken with Mr. Case and Mike Bender. Councilmember Starkey advised she had spoken with Mr. and Mrs. Case, Mr. Stiles, Ms. Turin and other members of the Site Plan Committee and Planning and Zoning Board. Vice-Mayor Hubert advised she had spoken with Mr. Case. Mayor Truex stated that he might have spoken with Mr. Case.

Vice-Mayor Hubert made a motion, seconded by Mayor Truex, to approve. In a roll call vote, the vote was as follows: Mayor Truex - yes; Vice-Mayor Hubert - yes; Councilmember Crowley - yes; Councilmember Paul - yes; Councilmember Starkey - yes. (Motion carried 5-0)

- 6.6. **VARIANCE** - V 2-3-05, R & R Davie, LLC, 3550 Weston Road (BP) (tabled from April 20, 2005) (to increase the height of free standing signs from 15 feet to 59 feet and to increase the maximum sign area from 160 square feet to 208 square feet) *No recommendation from Planning & Zoning Board because a voting quorum could not be reached*

TOWN COUNCIL MINUTES
MAY 4, 2005

Vice-Mayor Hubert made a motion, seconded by Councilmember Paul, to approve. In a roll call vote, the vote was as follows: Mayor Truex - yes; Vice-Mayor Hubert - yes; Councilmember Crowley - yes; Councilmember Paul - yes; Councilmember Starkey - yes. (Motion carried 5-0)

- 6.7. **VARIANCE** - V10-1-04, Home Dynamics Corporation, 4621 SW 58 Avenue (R) (to reduce the minimum lot area from 35,000 square feet to 20,000 square feet) *Planning & Zoning Board recommended approval*

Mr. Kiar read the rules of evidence and swore in the witnesses.

Mr. Kutney read the staff report and stated this application was representative of a blanket variance for the site.

Dennis Mele, representing the applicant, corrected the staff report on page 2 to reflect R-1 instead of A-1. He stated that the applicant was not requesting to deviate from the lot size and would have the correct setbacks. Mr. Mele spoke of past zoning requests on the property and explained the nature of the current request, referring to the site plan illustration. He distributed an aerial photo for review with regard to the lot sizes in surrounding subdivisions and indicated that the standard size lots were 7,200 square feet. Mr. Mele pointed out other lot sizes of 7,500 square feet or 17,200 square feet. He indicated that the applicant's proposed lot size was 20,000 square feet, which was among the largest in the area. Mr. Mele advised that many residents were in favor of the project and stressed that the developer intended to do everything the right way for the best result.

Mayor Truex asked about a parcel at the top of the project. Mr. Mele advised this piece was not included in the project. Mayor Truex asked about drainage. Mr. Mele responded that lakes and wetlands were provided solely for open space and recreation access, not for drainage.

Vice-Mayor Hubert advised that she had spoken to Casey Lee, of the Planning and Zoning Board, regarding her "no" vote. Vice-Mayor Hubert asked Mr. Mele that the residents not be allowed to ask for future variances. Mr. Mele indicated that an architectural review committee would be set up as part of the homeowner's association (HOA). He advised that restrictions would be placed on the HOA covenants that would preclude residents from seeking more variances. Mr. Mele stated that the developer would not mind giving each property owner notice regarding the restrictions on varying setbacks. Vice-Mayor Hubert was in favor of this plan with the restrictions requested and agreed upon.

Councilmember Paul felt the open space overlay would offer the Town tighter control and asked if the 58th Avenue improvements could be extended to Berman Park. Mr. Mele responded in the negative and advised that he could only approve the improvements illustrated.

Councilmember Starkey voiced her concern about the mitigation agreement with Home Dynamics pertaining to wetland mitigation and the Van Kirk parcel. She asked if acreage was being subtracted from the Van Kirk site with regard to the wetland mitigation agreement and how many acres the developer was mitigating. Mr. Mele indicated that 10 acres were being mitigated on-site and 13 acres off-site. Councilmember Starkey voiced her concern that as much be done on-site as possible because of the water quality in the area. Mr. Mele indicated that the applicant was asking for what the law required. Councilmember Starkey asked about discussions regarding contributing to a sound wall in the area. Mr. Mele stated that no such discussions had been held.

Alejandro Delfino, representing Home Dynamics, advised that the plans included vegetation as buffer around the property. Mr. Mele reiterated that no discussion on a sound wall had been held and requested the opportunity to look further into this.

Mr. Kiar opened the public hearing portion of the meeting.

Rex Fisher, 5501 SW 49 Street, spoke in favor of the project.

Brent Adrian, 5600 SW 48 Street, felt this issue had dragged on for too many years and asked that the deliberations finally end. He commended the developer for bending over backward to meet residents'

TOWN COUNCIL MINUTES
MAY 4, 2005

requests over the years and pointed out that the lack of residents present indicated fewer objections to the project. Mr. Adrian spoke in favor of the project and asked that the marketplace be allowed to dictate the internal density of the property.

Doris Monier, 5305 SW 48 Street, read a statement objecting to the variance.

Fouad Monier, 5305 SW 48 Street, read a statement objecting to the variance.

Mr. Kiar read a statement submitted by Pam Pelkey objecting to the variance.

Miriam Grossman, 4710 SW 57 Avenue, objected to the rezoning.

Rebecca Miele, 5251 SW 49 Street, spoke against the variance.

Marie Kaplan, 5721 SW 54 Court, spoke in favor of the project.

Karen Stenzel-Nowicki, 5480 SW 55 Avenue, spoke in favor of the project and commended Home Dynamics on working with the residents on this issue.

Mike Bender spoke on behalf of the Planning and Zoning Board and stated that the Board had debated this application extensively. He spoke in favor of the on-site mitigation efforts.

Mr. Kiar closed the public hearing.

Mr. Mele advised that the proposed development would build more features for residents than other developments. He took issue with earlier comments accusing the developer of “duping residents”.

Mr. Kiar turned this portion of the meeting over to Council for disclosures.

Councilmember Paul advised that she had spoken with Mrs. Stenzel-Nowicki, Mrs. Monier, and Mr. Mele, and had received emails from residents. Councilmember Starkey stated that she had spoken with Mr. Mele, Home Dynamics staff, Mr. and Mrs. Monier, Pam Pelkey, Mimi Turin, and other residents as well as receiving e-mails. Councilmember Crowley advised that he had spoken with Mr. Mele, Home Dynamics representatives, engineer of record Suntech Engineers and residents. Vice-Mayor Hubert advised that she had spoken with Mr. Mele, Mrs. Monier, Casey Lee, and some residents. Mayor Truex advised that he had spoken with Mr. Mele and Mrs. Monier, and had received emails from residents.

Mayor Truex felt the request for 98 variances amounted to a land use change and the applicant should have to pay for these. He stated that approval would open the door to several such requests in the future. Mayor Truex generally did not go along with the cluster housing and felt this project went beyond the Town’s cluster housing guidelines. He spoke of past Council meetings where residents had complained about traffic on 58th Avenue and felt this project would only negatively affect traffic. Mayor Truex voiced his opposition to this request.

Councilmember Paul felt there was room for improvement on the plan. She stated that 98 homes on 98 acres did not fit the Town’s present standards.

Vice-Mayor Hubert would prefer to see the entire area used for affordable housing but was fine with the project as proposed.

Councilmember Crowley stated that the developer had always indicated on the table what was going to be proposed on the number of houses for the site. He indicated that he did have some concerns but felt there was room for adjustment or negotiation on the lot size.

Councilmember Starkey voiced her discomfort with the small lots and stated that she appreciated the mitigation efforts being done. She was not in favor of 20,000 square foot lots and she wanted to see one unit per acre. Mr. Mele suggested 25,000 minimum square feet as the minimum lot size as a counter-proposal. He offered another counter-proposal to leave the project as it stood, but make homes along the northern and western perimeters 35,000 square foot areas. Councilmember Starkey stated that she was willing to look at the counter-proposals more closely but wanted to achieve as close to one unit per acre as possible.

Alejandro Delfino, representing Home Dynamics, requested direction from Council.

TOWN COUNCIL MINUTES
MAY 4, 2005

Councilmember Crowley supported Mr. Mele's second suggestion to have 35,000 square foot lots along the north and west property line. Mr. Mele indicated that his client would agree to this condition. Mayor Truex felt the Town would be compromising if this request was approved.

Vice-Mayor Hubert made a motion, seconded by Councilmember Crowley, to approve subject to 35,000 on the north and west and 25,000 in the center and leave the open space. Councilmember Crowley asked if the petitioner would agree to provide a 50-foot buffer on 58th Avenue, recreational areas, traffic-calming measures and a 50-foot buffer on the north property line, with the wetland mitigation remaining in Davie. Mr. Mele agreed to the conditions and indicated that the sound wall would be addressed at the site plan level. He indicated that as the petitioner did not know the particulars about the sound wall, however, would be willing to do if the particulars were known. Mr. Mele stated that a place would be found to place the wall but did not want to place it on someone's rear lot line.

After further discussion, Mr. Mele summarized the Council's conditions for approval of the application as follows: "set a minimum of 35,000 square foot lots along the north and west perimeters; set a minimum of 25,000 square foot lots everywhere else; retain open space as shown; build a sound wall along the Turnpike; provide traffic calming features; include a 50-foot buffer; perform mitigation efforts in Davie."

Mayor Truex felt that regardless of the conditions being requested, this variance request was not the Code. He felt it was not necessary to subject residents to more crowding and more traffic in the area.

Mayor Truex re-opened the public hearing.

A resident of 4900 SW 58 Avenue, spoke against voting on the variance.

Mayor Truex closed the public hearing.

In a roll call vote, the vote was as follows: Mayor Truex - no; Vice-Mayor Hubert - yes; Councilmember Crowley - yes; Councilmember Paul - no; Councilmember Starkey - no. (Motion was denied 3-2)

Mayor Truex made a motion to deny. The motion died due to the lack of a second.

Councilmember Starkey made a motion, seconded by Councilmember Crowley, to table to June 1, 2005. In a roll call vote, the vote was as follows: Mayor Truex - yes; Vice-Mayor Hubert - no; Councilmember Crowley - yes; Councilmember Paul - yes; Councilmember Starkey - yes. (Motion carried 4-1)

Site Plan/Quasi Judicial Item

- 6.8. SP 8-4-03, DiBenedetto Multi-Tenant Building, 5490 Griffin Road (Griffin Corridor District, East Gateway Use Zone 3) (tabled from February 16, 2005) *Site Plan Committee recommended approval based on the planning report and 1) that the engineering and landscape plans be brought back before this Committee corrected and matching the site plan with consistent landscaping throughout the property; 2) that the drainage issues be addressed; 3) to reduce the number of steps coming from the parking area to one, five-foot wide; 4) that the applicant apply for a parking variance; and 5) that the tabulations for parking reflect the daytime use and nighttime use*

This item was tabled earlier in the meeting.

TOWN COUNCIL MINUTES
MAY 4, 2005

7. APPOINTMENTS

- 7.1. Child Safety Board (one exclusive appointment - Mayor Truex; term expires April 2006) (whenever possible, members shall have interest and expertise in law enforcement, elementary school instruction, child psychology, pediatric medicine, parenthood and grandparenthood)

No appointment was made.

- 7.2. Planning and Zoning Board/Local Planning Agency (one exclusive nomination - Mayor Truex - must be a resident and qualified voter; **nomination requires Council approval**) (term May 25, 2005 to May 23, 2006)

Mayor Truex made a motion, seconded by Councilmember Crowley, to appoint John Stevens. In a voice vote, all voted in favor. (Motion carried 5-0)

- 7.3. School Advisory Board (one exclusive appointment - Councilmember Paul; terms expire April 2006) (insofar as possible, members are to have experience in educational matters)
Councilmember Paul appointed Richard Colgan.

- 7.4. Senior Citizen Advisory Committee (two exclusive appointments - Vice-Mayor Hubert; terms expire April 2006) (members shall be a minimum 60 years of age)

No appointments were made.

- 7.5. Water and Environmental Advisory Board (one exclusive appointment - Mayor Truex; terms expire April 2006) (insofar as possible, one member shall be a licensed engineer)

No appointment was made.

8. OLD BUSINESS

- 8.1. Reconsideration of Bid for Construction of the Public Works/Fire Administration Building and the Public Works Storage Building (tabled from April 20, 2005)

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID FOR CONSTRUCTION OF THE PUBLIC WORKS/FIRE ADMINISTRATION BUILDING AND THE PUBLIC WORKS STORAGE BUILDING. (Double E Contracting, Inc. - \$2,457,887)

Public Works/Capital Projects Director Bruce Bernard explained why this item was being reconsidered. Mr. Parke explained that before Council was the resolution prior to the value engineering process and after the bid was opened, modifications were made which altered the bid. He stated that there was one responsive bidder and Council could either approve it or deny the resolution.

Mayor Truex asked if the building would be built as it was bid out. Mr. Bernard stated there would be some changes made. Mayor Truex was uncomfortable with this and felt this item should be rebid.

Councilmember Paul asked about the standing of the offer that was submitted. Mr. Parke advised at this point, the Town only had an offer from the company.

Councilmember Starkey stated she would go along with staff on using the responsive bidder.

Councilmember Crowley made a motion, seconded by Vice-Mayor Hubert, to approve the original bid price of \$2.9. In a voice vote, with Mayor Truex dissenting, all voted in favor. (Motion carried 4-1)

TOWN COUNCIL MINUTES
MAY 4, 2005

9. NEW BUSINESS

9.1. Broward County Airport Noise Abatement Committee (tabled from April 20, 2005)

Public Information Officer Braulio Rosa spoke of the Airport Advisory Committee's recommendation to have Committee member Duncan Bossle and resident Ernie Siegrist sit on Broward County's Noise Abatement Committee.

Councilmember Starkey voiced her support for the two appointments. Vice-Mayor Hubert advised that Mr. Oaks had volunteered to sit on the Abatement Committee in the event Mr. Siegrist could not attend. Councilmember Starkey advised that the appointments to the Abatement Committee needed to live in the noise contour area.

Councilmember Starkey made a motion, seconded by Councilmember Crowley, to approve the two recommendations. (Motion carried 5-0)

9.2. Davie Child Safety Act - Councilmember Starkey

Earlier in the meeting, Councilmember Starkey felt there would be strong Council support for this issue due to recent events. She spoke of the Town's goal of expanding the child predator zone to follow other municipalities' efforts with regard to protecting schools, playgrounds and parks. Councilmember Starkey spoke of a resident who had contacted her with concerns the residents had regarding safety zones around schools and parks.

Richard Colgan, 15061 Archervale Street, wanted the Town or the residents to be able to distribute flyers alerting residents when a sex offender lived in a neighborhood. He spoke of instances where a registered offender had harassed residents for taking these steps. Police Chief John George spoke of a State Statute that required 48-hour notification when a sex offender moved to a particular community. He advised of the Police Department's various efforts to distribute notices to residents, at schools and at parks.

Councilmember Paul spoke of the Child Safety Board's work in educating the public in workshops and other training sessions.

Councilmember Starkey read the proposed language of the Town's Child Safety Act which proposed extending the distance separation by an additional 1,500 feet around schools, school bus stops, daycare centers, parks, playgrounds, trails of any other place where children regularly gathered. She requested concurrences with Mr. Kovanes and staff to treat this as top priority.

Mayor Truex asked how the language "where children congregate" could be further clarified. Mr. Parke stated that this language mirrored language in the Florida Statutes. Mayor Truex stated his concern was for the children's safety but did not want any language that could be easily challenged.

Councilmember Paul asked how those already living in the Town within the current distance separation area, would be handled once the new ordinance was passed. Mr. Parke advised that once the ordinance was passed, anyone in violation of the ordinance would be given due process and would have to move. Councilmember Paul wanted this to be clearly reflected in the language. Chief George indicated that if the ordinance was passed, the Police Department would meet with the Town Attorney's Office to discuss how this could be enforced. He commended Council for giving the department additional tools to protect the Town's children.

Councilmember Starkey stated that more crimes committed by sexual offenders took place during the summer months and stressed the urgency to pass this ordinance prior to summer. Councilmember Starkey spoke of a recent near-abduction of a child in the Forest Ridge community and a workshop which was later held to discuss this issue. Councilmember Starkey felt the Town's relevant advisory boards should immediately convene to discuss this issue. She also felt it was important for a workshop to be held with the boards as soon as possible.

TOWN COUNCIL MINUTES

MAY 4, 2005

Lester Aguilera, 15060 Achervale Street, felt the Police Department needed more leeway to help residents and spoke of the difficulties of raising children near to an offender. He stated that the Town needed to step up and follow the lead of other municipalities. Mr. Aguilera added that children needed to be informed about individuals in their neighborhood who could hurt them.

Alice Harrington, representing the School Advisory Board, voiced the Board's support on this issue. She spoke of a Board meeting held on April 18th, where the Board discussed education of the community with regard to this issue. Ms. Harrington advised that it had been suggested that a safety component be added to the training of summer camp counselors.

Councilmember Paul spoke of an e-mail she received from a parent asking why schools did not place flyers in schools. She asked that this be included in the Board's mission with regard to working with the School Board on distributing flyers in schools.

John Pisula stated that the offenders broke the law in the first place and felt more than new laws were needed. He stated that summer counselors and staff should be educated. Mr. Pisula advised that the school system should incorporate appropriate education programs. Councilmember Starkey spoke of several discussions she had with School Board personnel who were willing to work with the Town on this issue. She also spoke of grants that would be available to implement education programs. Mr. Pisula urged the Town to ensure that the Parks and Recreation personnel were well trained. He advised that Attorney General Charlie Crist was interested in meeting with Davie residents.

Mayor Truex advised that Mr. Kiar would refine the ordinance and he wanted staff to look into posting the ordinance at parks. He stated that the Town could create a special board to take care of this issue with a sense of urgency. Councilmember Paul asked whether the School Advisory Board and the Child Safety Board combined could tackle this issue as an emergency board. Mayor Truex stated that this was possible, but wanted to ensure individuals on both boards were available to work on this issue in a big way.

Councilmember Starkey summarized the discussion as follows: appoint a special task force that was comprised of the Child Safety Board and School Advisory Board, members of the Police Department, and the Town Attorney's Office as well as any Councilmember who wished to attend and the task force would convene immediately and make recommendations before summer. Mayor Truex wanted to set a quorum of 40% and requested a report within 120 days. Councilmember Crowley wanted no delays to passing the resolution. Vice-Mayor Hubert agreed. Mayor Truex requested that Mr. Kiar draft the resolution to create the special task force.

Councilmember Starkey made a motion, seconded by Councilmember Crowley, to approve. In a roll call vote, the vote was as follows: Mayor Truex - yes; Vice-Mayor Hubert - yes; Councilmember Crowley - yes; Councilmember Paul - yes; Councilmember Starkey - yes.

(Motion carried 5-0)

Town Clerk Muniz read the ordinance by title.

Mayor Truex opened the public hearing portion of the meeting.

Mr. Colgan asked how the 2,500 feet would be measured. Councilmember Starkey advised that Chief George would be available to discuss this. Chief George advised that the Police Department would distribute flyers and advised that residents could find information on sex offenders on the myflorida.com website. Councilmember Crowley added that this information was also on the Town's website and on the Town's Police Department website.

Mike Bender, 14800 SW 31 Court, voiced his support for the ordinance.

John Ladue, 2961 SW 111 Terrace, thanked Council for passing the ordinance.

Mayor Truex closed the public hearing.

**TOWN COUNCIL MINUTES
MAY 4, 2005**

Councilmember Starkey made a motion, seconded by Councilmember Crowley, to approve the ordinance first reading. In a roll call vote, the vote was as follows: Mayor Truex - yes; Vice-Mayor Hubert - yes; Councilmember Crowley - yes; Councilmember Paul - yes; Councilmember Starkey - yes. (Motion carried 5-0)

**10. MAYOR/COUNCILMEMBER'S COMMENTS
COUNCILMEMBER PAUL**

NOVA SCHOOLS. Councilmember Paul requested the status of the Nova Schools with respect to research and development. She felt Council should push for this report and to press for Davie students to be able to go to Nova schools.

STATE ROAD 7 CHARRETTE. Councilmember Paul wanted the Town to get back on track with the State Road 7 Charrette process.

LAND DEVELOPMENT CODE. Councilmember Paul asked for an update on the rewrite of the Land Development Code. Mr. Kutney indicated that staff was working on this.

WASTE MANAGEMENT MEETING. Councilmember Paul wanted to arrange a meeting with Waste Management. Mr. Kovanes advised that a meeting was being arranged with Mr. Spadaccia and should have a date by May 6th.

CAPITAL PROJECTS. Councilmember Paul asked about the capital plan. Mr. Kovanes advised this would be on the next Council meeting.

DAVIE COMMONS. Councilmember Paul announced there would be a public meeting on May 15th at Western High School on the Davie Commons.

ROAD CLOSURES. Councilmember Paul stated that northbound I-75 to eastbound I-595 would be closed on May 6th for roadwork.

PRESS CONFERENCE. Councilmember Paul stated that a press conference would be held on May 19th to announce the Town's coffee plantation.

COUNCILMEMBER STARKEY

CONSERVATION EASEMENT. Councilmember Starkey asked that a presentation on the McBroom conservation easement be scheduled for the next Council meeting.

TRAFFIC CALMING. Councilmember Starkey asked that the discussion on traffic calming for Orange and Hiatus Road and 26th and Hiatus Road be scheduled for the next Council meeting.

AUTOGRAPH/PHOTOGRAPH SESSION. Councilmember Starkey spoke of the Town's Pee Wee Broncos and their opportunity to have a signing and photograph session with Tom Brady of the New England Patriots. She requested that this presentation be scheduled for the next Council meeting.

PARK GROUNDSKEEPER. Councilmember Starkey spoke of a recent fire at the Math Igler site. She felt this called for a groundskeeper to be considered for newly acquired parks.

OLD DAVIE SCHOOL. Councilmember Starkey requested that arrangements be made for residents wanting to make individual contributions to the Old Davie School.

CONDOLENCES. Councilmember Starkey offered condolences to Polly Welky's family.

COUNCILMEMBER CROWLEY

70TH AVENUE CLOSURE. Councilmember Crowley advised of a petition he received voicing the residents' concerns on the possible closing of 70th Avenue for road construction. Mr. Peters advised that this had been proposed but would not be carried out.

ADDITIONAL LIGHTS. Councilmember Crowley requested that lights be added to existing light poles along Davie Road Extension as it was dangerous. Mr. Peters agreed.

TOWN COUNCIL MINUTES
MAY 4, 2005

DEVELOPER MEETING PROCEDURE. Councilmember Crowley asked if there was a procedure to inform Council when developers met with residents to discuss projects. Mr. Kutney advised that staff could notify Council on such meetings.

UNION MEETINGS. Councilmember Crowley asked Mr. Kovanes to keep Council updated on the progress of union meetings.

TOWN ADMINISTRATOR'S CONTRACT. Councilmember Crowley advised that Mr. Kovanes' contract was moving forward.

HAPPY BIRTHDAY. Councilmember Crowley wished Mr. Kovanes a happy birthday.

11. TOWN ADMINISTRATOR'S COMMENTS

No comments were provided.

12. TOWN ATTORNEY'S COMMENTS

No comments were provided.

13. ADJOURNMENT

There being no further business to discuss and no objections, the meeting was adjourned at 1:16 a.m.

Approved _____

Mayor/Councilmember

Town Clerk

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